

HOUSE No. 2280

By Mr. Travis of Rehoboth, petition of Philip Travis and others relative to authorizing Uniform Commercial Code filings for unpaid personal property taxes. Revenue.

The Commonwealth of Massachusetts

PETITION OF:

Philip Travis	Bradford R. Hill
Richard T. Moore	Harold P. Naughton, Jr.
Bradley H. Jones, Jr.	Todd M. Smola

In the Year Two Thousand and Five.

AN ACT AUTHORIZING UNIFORM COMMERCIAL CODE FILINGS FOR UNPAID PERSONAL PROPERTY TAXES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 Chapter 60 of the General Laws is hereby amended by inserting
- 2 the following new section:—
- 3 Section 37C. Security interest on taxable personal property
- 4 Taxes assessed upon personal property under the provisions of
- 5 chapter fifty-nine, including section eighteen, with all accrued
- 6 interest, incidental charges and fees provided for in chapter fifty-
- 7 nine, and other provisions of this chapter shall be a security
- 8 interest in the personal property so taxed, as well as all after
- 9 acquired consumer goods, equipment and inventory and the pro-
- 10 ceeds from the sale of any such personal property until the secu-
- 11 rity interest is terminated as provided in this section.
- 12 The assessment of personal property taxes by a municipal
- 13 board of assessors shall have the force and effect of a signed secu-
- 14 rity agreement under the provisions of chapter one hundred-six,
- 15 hereinafter referred to in this section as “the Uniform Commercial
- 16 Code.” The security interest shall have the force and effect of an
- 17 unperfected security interest in accordance with the provisions of

18 the Uniform Commercial Code and once perfected shall have the
19 force and effect of a perfected security interest in accordance with
20 the provisions of the Uniform Commercial Code.